

01-05-04

3764

HDP/SB/21 based on PTO/SB/21 (08-00)

Please type a plus sign (+) inside this box → ☐**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Application Number	09/982,341
Filing Date	October 18, 2001
First Named Inventor	Edward R. Winkler
Group Art Unit	3764
Examiner Name	L. Amerson
Attorney Docket Number	7784-000341

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Total Number of Pages in This Submission

**ENCLOSURES (check all that apply)**

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| <input type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><input checked="" type="checkbox"/> Amendment / Response<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input type="checkbox"/> Information Disclosure Statement<br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Response to Missing Parts/ Incomplete Application<br><input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Assignment Papers (for an Application)<br><input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) _____ | <input type="checkbox"/> After Allowance Communication to Group<br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):<br><b>Return receipt postcard.</b> |
|--|---|--|

Remarks

**The Commissioner is hereby authorized to charge any additional fees that may be required under 37 CFR 1.16 or 1.17 to Deposit Account No. 08-0750. A duplicate copy of this sheet is enclosed.****SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**Firm  
or  
Individual name

Harness, Dickey &amp; Pierce, P.L.C.

Attorney Name  
Mark D. ElchukReg. No.  
33,686

Signature

Date

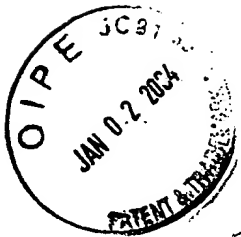
January 2, 2004

**CERTIFICATE OF MAILING/TRANSMISSION**

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Signature		Date	January 2, 2004

EV 406 075 705 US



**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application No.: 09/982,341  
Filing Date: October 18, 2001  
Applicant: Edward R. Winkler  
Group Art Unit: 3764  
Examiner: L. Amerson  
Title: Seat Exercise Device  
Attorney Docket: 7784-000341

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**RESPONSE TO RESTRICTION AND ELECTION OF SPECIES REQUIREMENTS**

Pursuant to the Office Action mailed December 9, 2003, the undersigned wishes to confirm the election of claims 1-20, and further to elect without traverse claims 1-7 for prosecution at this time. Claims 1-7 correspond to species "1" set forth by the Examiner and read on Figures 1-3 of the application. Claim 1 is presently generic.

This paper is being submitted within one month from the mailing date of PTO paper number 7, and therefore it is believed that no fee is due.

If the Examiner has any questions she is requested to contact the undersigned at her earliest convenience to discuss same.

Respectfully submitted,

Dated: Jan 2, 2004

By: Mark D. Elchuk

Mark D. Elchuk, Reg. No. 33,686

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